

BIRMINGHAM REPORTING SERVICE

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

TERRY L. DANIEL.

Plaintiff,

V-S

CIVIL ACTION NO.:

$$CV = 0.0 = D = 4.00 = E$$

CITY OF LANETT

Defendant

DEPOSITION OF RALPH COBB

The deposition of RALPH COBB was taken before Kelli Kelly, October 5, 2000, at 1400 SouthTrust Tower, Birmingham, Alabama, commencing at 10:30 a.m. pursuant to the stipulations set forth herein:

COPY



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1 A Not to my direct knowledge,
2 no.

3 Q Do you understand that if
4 someone is having a problem with a
5 certain procedure that may, in fact,
6 affect them in their ability to move
7 through the ranks, that they should know
8 about it and be notified about it?

9 A Yes, sir, and that was done.

10 Q What other forms of
11 discipline are there other than written
12 discipline?

13 A Verbal counseling.

14 Q And to your knowledge had
15 Mr. Daniel been verbally counseled about
16 his lack of patient interaction or
17 patient care?

18 A After the September of '97
19 promotion, I talked to each applicant and
20 told them what I saw was the overriding
21 problems were in their promotion. And I
22 explained to him at that point that part
23 of the problem was his unwillingness to

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1 give care.

2 Q And prior to September of
3 '97 when he wasn't considered in the top
4 three, had you had any such discussion
5 with him?

6 A Yes.

7 Q How many times do you
8 believe you had had that kind of a
9 discussion with him?

10 A All I could say really,
11 several.

12 Q Several? And tell me what
13 it was you would tell him.

14 A That it was in his best
15 interest to give patient care, that I
16 considered it an essential element of the
17 job and it was best for him to do that.

18 Q How did you learn that he
19 had a problem giving patient care?

20 A Complaints from his peers
and supervisor.

21 Q Can you give me the names of
anybody in particular that complained

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1 A Yes.

2 Q And did they ever indicate
3 to you or did Mr. Daniel ever indicate to
4 you that the reason that he was saying he
5 did not want to do it was because he
6 thought it was better for the patient to
7 receive that care from the paramedic who
8 had better training?

9 A No. He told me he was
10 uncomfortable with providing hands-on
11 patient care.

12 Q Did he indicate one of the
13 reasons he was uncomfortable was because
14 there was someone more qualified present?

15 A No.

16 Q And did he indicate to you
17 he was uncomfortable because his training
18 was limited to basic EMT?

19 A There is probably --
20 ninety-five percent of the calls we go on
21 are within the basic EMT spectrum of
22 care.

23 Q That's not my question. My